

OFFICIAL COUNCIL PROCEEDINGS

A regular meeting of the City Council of the City of Menomonie, Dunn County, Wisconsin, was held in open session on September 2, 2014, and called to order by Mayor Knaack at 7:00 p.m. in the City Council Chambers. The following members were present: Luther, Traxler, Sutherland, Brice, Riedel, Schwebs, Brown, Solberg, Erdman and Mercil. Cruz was absent.

MOTION was made by Solberg, seconded by Erdman, and carried to approve the minutes of the August 18, 2014 meeting.

PUBLIC HEARING – Mayor Knaack announced time for the public hearing regarding the proposal from Commonweal Development for a mixed-use redevelopment Planned Unit Development (PUD) project at 503 South Broadway. Randy Eide, Public Works Director, described the proposal for the mixed-use redevelopment project, and announced that the Plan Commission recommended approval of the project with the recommendation that commercial businesses on the first floor of the PUD larger than 1,500 square feet shall have a customer entrance off of Broadway.

Stuart Schaefer, Commonweal Development, announced that he was available for questions regarding the proposed project. Hearing closed.

PUBLIC COMMENTS – Sandy White and Lynn Dickmann spoke in support of Council members Brown and Riedel relating to alleged open meeting violations. White requested the matter be resolved immediately. Dickmann stated that Attorney Andrew Nelson should be approved to represent them and their legal fees should be reimbursed by the City.

Travis Joncas announced that he is the new owner of Dickey's Barbecue Pit at 1320 North Broadway and that he will be available for questions relating to his request for a Class "B" beer license at that location.

MOTION was made by Schwebs, seconded by Mercil, and carried unanimously on roll call vote to approve the general plan proposed by Commonweal Development, on behalf of Broadstreet Menomonie, LLC, property owner, for a mixed-use redevelopment Planned Unit Development (PUD) project at 503 South Broadway with the condition that commercial businesses on the first floor of the PUD larger than 1,500 square feet shall have a customer entrance off of Broadway.

MOTION was made by Mercil, seconded by Traxler, and carried unanimously on roll call vote to rescind the Broadstreet Menomonie, LLC Planned Unit Development (PUD) previously approved for the property located at 503 South Broadway (formerly known as the Leever's Supermarket site).

MOTION to table the request to appoint the City Attorney or a special attorney to represent Council members Brown and Riedel for possible open meeting violations was made by Solberg, seconded by Schwebs, and carried on the following roll call vote: Ayes: Luther, Traxler, Sutherland, Schwebs, Solberg, and Erdman. Noes: Brice and Mercil. Abstain: Riedel and Brown.

MOTION was made by Schwebs, seconded by Solberg, and carried unanimously on roll call vote to approve the proposed utility agreements with Excel Energy, dated August 22, 2014, for the extension of electricity, and natural gas to the north Industrial Park.

MOTION was made by Mercil, seconded by Brice, and carried unanimously on roll call vote authorizing the Administration to proceed with the boundary amendment to Tax Increment District #15 to include the Dunn County annex building on Wilson Avenue for the proposed Menomonie Market Food Co-op redevelopment project.

MOTION was made by Solberg, seconded by Brown, and carried unanimously on roll call vote authorizing the Administration to apply for funding through a Community Development Investment Grant to assist the Menomonie Market Food Co-op with their proposed development.

MOTION was made by Solberg, seconded by Luther, and carried unanimously on roll call vote to approve the proposed storm water management work plan from Emmons, Olivier Resources, Inc. (up to \$24,000 funding from the Stormwater utility) for review and update of City ordinances and zoning regulations to incorporate Minimum Impact Design Standards (MIDS) into city storm water standards and to support Low Impact Development (LID) for the protection and improvement of Lake Menomin.

MAYOR'S REPORT - Mayor Knaack updated the Council on the rules and the ability to hunt deer within the City limits (contact Recreation Director, Gary Barnett, for additional information).

Public Works Director, Randy Eide, announced that Jess Carstens, Wisconsin DNR -Wildlife Biologist, has suggested that someone from the City submit an application and request to serve on the Wisconsin DNR / County Deer Advisory Council.

COMMUNICATIONS – Council member Brown expressed frustration that the charge of open meeting violations filed against herself and Council member Riedel has not been dropped.

Council member Riedel requested an itemized billing be provided for costs incurred by the law firms of Schofield, Higley & Mayer, and Weld, Riley, Prenn & Ricci relating to the claim filed for alleged open meeting violations by two Council members.

CLAIMS - MOTION was made by Luther, seconded by Solberg, and carried unanimously on roll call vote to approve payment of the following claims:

Claims

C R Bryan & Sons Excavating	\$ 200.00
Cedar Corp.	43,042.50
Churchill Tire & Battery	397.44
City Treasurer	3.00
Commonweal Development	2,000.00
Custom Woodwork & Building Supply	31.84
Halverson Bros.	2.91
Indianhead Truck Equipment	10,007.50
Kraemer Co.	145.04
Manpower	4,957.46
Schofield, Higley & Mayer	5,752.63
SimplexGrinnell	390.14
Streicher's	349.93
Telephone Specialists	2,441.50
Viking Electric	87.72
State WI Dept. of Safety/Prof. Services	50.00
Wal-Mart	81.57

Parking Utility Claims

4 Control	\$ 294.00
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LICENSES - MOTION was made by Solberg, seconded by Luther, and carried unanimously on roll call vote to approve the following licenses, as presented:

OPERATORS: Jennifer A. Flanigan; Aleece R. Geist; Rebecca J. Hintzman; Samantha R. Joncas; Lynda E. Lamon; Karen J. Wilber; Emily E. Janak; Thomas J. Walenski, Jr.

CLASS "B" BEER (effective October 1, 2014):

TS Joncas, LLC (Dickey's Barbecue Pit – 1320 N. Broadway) – **SUBJECT TO FINAL INSPECTION.**

MOTION to convene in closed session under Wisconsin Statutes 19.85 (1) (c), (e), and (g) for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the government body had jurisdiction or exercises responsibility; deliberating or negotiating the purchase/sale of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved was made by Solberg, seconded by Sutherland, and carried unanimously on roll call vote.

MOTION to return to open session was made by Schwebs, seconded by Sutherland, and carried unanimously on roll call vote.

No action was taken.

MOTION to adjourn was made by Traxler, seconded by Erdman, and carried.

JoAnn L. Kadinger, City Clerk